

**RESOLUTION NO. 2019-60**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE  
VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING  
THE VILLAGE MANAGER'S SECOND REVISION TO  
ADMINISTRATIVE ORDER NO. 1 SETTING A NEW  
STORMWATER UTILITY FEE; AND PROVIDING FOR AN  
EFFECTIVE DATE.**

**WHEREAS**, on June 22, 1993, the Village of Key Biscayne (the "Village") adopted Ordinance No. 93-11 (Chapter 29 of the Village Code of Ordinances) and established a Stormwater Utility within the Village; and

**WHEREAS**, Section 29-4 of the Village Code of Ordinances provides that stormwater utility fees shall be set by Administrative Order of the Village Manager after approval by the Village Council; and

**WHEREAS**, on October 12, 1993, the Village Council adopted Resolution No. 93-46 which approved Administrative Order No. 1 and set the initial stormwater utility fee at \$5.00 per ERU (Equivalent Residential Unit); and

**WHEREAS**, on March 8, 2011, the Village Council adopted Resolution No. 2011-4, approving the Village Manager's Revised Administrative Order No. 1, setting the stormwater utility fee at \$8.90 per ERU; and

**WHEREAS**, after careful review and consideration, the Village Manager is recommending a second revision to Administrative Order No. 1 setting a new stormwater utility fee at \$16.90 per ERU; and

**WHEREAS**, the Village Council believes that this stormwater utility fee increase is fair and reasonable and supported by the data and analysis contained in the Village staff report entitled "Stormwater Utility Fee" and dated August 27, 2019; and

**WHEREAS,** the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

**Section 2. Revised Administrative Order Approved.** That the Village Council hereby approves the Village Manager's second revision to Administrative Order No. 1, as provided in Exhibit "A," setting a new stormwater utility fee at \$16.90 per ERU per month.

**Section 3. Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this 10<sup>th</sup> day of September, 2019.

ATTEST:

  
JENNIFER MEDINA, CMC  
VILLAGE CLERK

  
MICHAEL W. DAVEY, MAYOR



APPROVED AS TO FORM AND LEGAL SUFFICIENCY

  
VILLAGE ATTORNEY



## VILLAGE OF KEY BISCAINE

Office of the Village Manager

### SECOND REVISION TO ADMINISTRATIVE ORDER No. 1

Pursuant to the Stormwater Utility Ordinance No. 93-11 (Section 29 of the Village Code of Ordinances) adopted on June 22, 1993, the Stormwater Utility Fee for the Village of Key Biscayne is hereby set at \$16.90 per ERU (Equivalent Residential Unit) per month.

This second revision to Administrative Order No.1 is approved on August 27, 2019 and will be effective on same that and will supersede the Stormwater Utility Fee previously set by Revised Administrative Order No.1, approved on March 9, 2011, by Resolution No. 2011-4 of the Village Council.

ANDREA M. AGHA, VILLAGE MANAGER

DATE

EXHIBIT "A"